

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 751 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE D.P.BUCH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
  5. Whether it is to be circulated to the Civil Judge? : NO

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GAUTAMBHAI VIRA PANCHASARIA

Versus

WILLIAM PAUL PATEL  
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Appearance:

MR MA KHARADI for Petitioner  
MR DP JOSHI for Respondent No. 1  
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CORAM : MR.JUSTICE D.P.BUCH

Date of decision: 23/03/2000

ORAL JUDGEMENT

M/s. M A Kharadi and Mr D P Joshi, learned Advocates for the respective parties are present. The respondent is also present in the Court. During the course of the hearing, the parties agreed to a settlement

and, therefore, with their consent, following order is passed:

- (1) A sum of Rs. 1,45,000/- was due to the respondent by the petitioner on the date of the Execution Petition No.24/97 before the Civil Court at Dahod. Out of the said amount, the petitioner had deposited a sum of Rs.45,000/- in the Court pursuant to the order of this Court dated 22.4.1999.
- (2) The respondent has withdrawn the said amount from the Court. An amount of Rs. One lakh is now due to the respondent by the petitioner.
- (3) The petitioner shall deposit an amount of Rs.50,000/- (Rupees Fifty thousand only) before the trial court on or before 20.4.2000 towards the aforesaid dues.
- (4) The petitioner shall further deposit an amount of Rs. 5,000/- every month on or before 20th day of each month commencing from 20th May, 2000 till the balance is fully paid, before the trial court.
- (5) As and when the amount is deposited as aforesaid, by the petitioner before the trial court, the respondent will be at liberty to withdraw the same.
- (6) The petitioner shall furnish an undertaking before this Court that he shall abide by the aforesaid consent terms, within a period of 15 days from today.

This Civil Revision Application is accordingly allowed in terms of the aforesaid consent terms between the parties. Rule is made absolute to the extent indicated above. There shall be no order as to costs.

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msp.